



CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service, as first class mail, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on or before September 30, 2004.

9/30/04

Date


Jovan N. Jovanovic

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Medsker et al.
Examiner : N/A
Application Serial No. : 10/669,126
Group Art Unit : 3644
Confirmation No. : 2878
Filing Date : September 23, 2003
Attorney Docket No. : JDM-031118
Title : POWERCHUTE APPARATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF

NONPROVISIONAL APPLICATION

Dear Sir:

This is in response to the Notice to File Missing Parts, mailed December 15, 2003, relative to the above-identified application. The Part 2 Copy of the Notice to File Missing Parts is enclosed herewith.

The Notice indicated that the statutory basic filing fee was not enclosed. In response, Applicant herewith submits PTO Form 2038 in the amount of \$2,120.00, which includes the statutory basic filing fee in the amount of \$385.00, a late filing fee surcharge in the amount of \$65.00 in compliance with 37 C.F.R. § 1.27, a five month extension of time fee in the amount of \$1,005.00, and a petition for revival fee in the amount of \$665.00.

Further the Notice indicated that the oath or declaration is unsigned. Applicant herewith submits a signed declaration and powers of attorney.

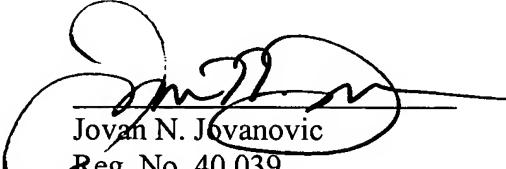
Further the Notice indicated that the drawings submitted are not acceptable because they are not electronically reproducible. Applicant herewith submits seven (7) sheets of formal drawings.

If any other charges or fees must be paid or credited in connection with this communication, they may be paid out of our Deposit Account No. 50-2131.

Respectfully submitted,

KING & JOVANOVIC, PLC

Dated: 9/30/04



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/669,126	09/23/2003	James A. Medsker	JDM-031118

30981
 King & Jovanovic, PLC
 170 College Avenue
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 HOLLAND, MI 49423



CONFIRMATION NO. 2878

FORMALITIES LETTER



OC000000011497644

Date Mailed: 12/15/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1-7, too dark.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

• **\$385** Statutory basic filing fee.
 10/06/2004 ZJUHAR1 00000032 502131 10669126
 01 FC:2001 10.00 DA 385.00 0P

10/06/2004 ZJUHAR1 00000031 10669126

01 FC:2001
 02 FC:2051

~~385.00 0P~~
 65.00 0P

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

R. Negea
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE